



CANNON BUILDING  
861 SILVER LAKE BLVD., SUITE 203  
DOVER, DELAWARE 19904-2467

**STATE OF DELAWARE**  
**BOARD OF DIETETICS AND NUTRITION**

TELEPHONE: (302) 744-4500  
FAX: (302) 739-2711  
WEBSITE: [DPR.DELAWARE.GOV](http://DPR.DELAWARE.GOV)  
EMAIL: [customerservice.dpr@state.de.us](mailto:customerservice.dpr@state.de.us)

PUBLIC MEETING MINUTES:	Board of Dietetics and Nutrition
MEETING DATE AND TIME:	Friday, August 14, 2015 at 1:30 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B, first floor of the Cannon Building
MINUTES APPROVED:	November 13, 2015

**MEMBERS PRESENT**

Maryann Eastep, L.D.N., Chair  
Jaime Sherman, Professional Member, Vice-Chairman  
Jackie Griffith, Public Member

**MEMBERS ABSENT**

Timothy Bane, Public Member  
Lucinda Mancuso, Professional Member, Secretary

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT**

Latonya Brown, Administrative Specialist II  
Jennifer Singh, Deputy Attorney General

**OTHERS PRESENT**

Donna Trader, DAND  
Beth Schwenk, DAND  
Carolyn Manning, DAND  
Adriana Simoes, DAND

**CALL TO ORDER**

Ms. Eastep called the meeting to order at 1:36 pm.

**REVIEW AND APPROVAL OF MINUTES**

The Board reviewed the minutes from the May 8, 2015 meeting. A motion was made by Ms. Eastep seconded by Ms. Griffith, to approve the minutes. The motion carried unanimously.

**NEW BUSINESS**

Public Hearing on Proposed Regulations (Del Code 3802)

Deputy Attorney General Jennifer Singh went on record at 1:37 p.m. The Board members introduced themselves. Ms. Singh stated that the hearing is to adopt proposed amendments to the Rules and Regulations which were published in the Register.

- Ms. Singh marked Board exhibit #1 as the publication of hearing in The News Journal.
- Ms. Singh marked Board exhibit #2 as the publication of hearing in The Delaware State News.
- Ms. Singh marked Board exhibit #3 as the public comments from:
  - Ana Maria Puente (first year Master of Science nutrition student at the MD University of Integrated Health)
  - Susan Testa (Registered Dietitian, developed MD University of Integrated Health program).
- Ms. Singh marked Board exhibit #4 as the public comments from:
  - Ginger Hodulik (CNS in practice in West NJ and PA)
- Ms. Singh marked Board exhibit #5 as the public comments from:
  - Karen Sinclair, MS, CNS
- Ms. Singh marked Board exhibit #6 as the public comments from:
  - Krista Noelle (MD licensed dietitian nutritionist, MD University of Integrated Health)
- Ms. Singh marked Board exhibit #7 as the public comments from:
  - Donna Trader, MS, RD, LDN

The Board will deliberate on the proposed regulations at the November 13, 2015<sup>th</sup> scheduled Board meeting.

The hearing went off record at 1:45 p.m.

#### Ratification of Licenses (CDR)

A motion was made by Ms. Eastep, seconded by Ms. Griffith to ratify the following CDR applicants who had been granted a licensure by the Division of Professional Regulation: Monisha Panda, Teresa Westmoreland, Sandhya Narayanan, Scott Schuster, Megan Christner Bell, Jamie Taylor, Sharon Lawrence, Brittany Vernier, Kimberly Moore, Debra Campbell, Rosemary Deluccia and Kelley Koplin. The motion carried unanimously.

#### **COMPLAINT STATUS**

35-02-14	Closed
35-01-15	Closed
35-02-15	Open

## **OTHER BUSINESS BEFORE THE BOARD**

### **Tele health regulation Discussion**

Ms. Singh reviewed the HB 69 Telemedicine with the Board. Ms. Brown previously emailed the Board the language of the Psychology and the Physical Therapy Boards for review. The Board will review and compare with the current statute and give suggestions at the next scheduled meeting.

### **Correspondence**

#### **Email from Amy Bertrand**

Amy Bertrand stated in the email that she wanted to take one particular program that states that she would be a Certified Holistic Nutritionist after completion. According to her interpretation of the Delaware law, to her it seems like she cannot practice in Delaware with that title. Ms. Bertrand inquired if she can counsel others in Holistic Nutrition and advertise as “Holistic Nutrition Consultant.”

The Board referenced Ms. Bertrand to Section 3810 of the Delaware Code and its entirety. The Board stated that she cannot advertise as “Holistic Nutrition Consultant” and cannot practice in the state of DE without a Dietitian license.

#### **Email from Lisa Rider**

Lisa Rider stated that according to the Academy of Nutrition and Dietetics website it indicates that “there are no impediments” for Clinical Dietitians to have order-writing privileges within their scope of practice. Ms. Rider wants clarification as they are creating a policy to present to the Medical Executive Committee.

The Board referenced Ms. Bertrand to License Law Section 3802 and to contact the Academy of Nutrition and Dietetics for some guidance.

#### **Letter from Melissa Stabler, MBA, RD, DNSC, CSR**

Melissa Stabler sent a letter to the Board proposing a change in the CPE requirement for LDN so not to deter Advanced Level practitioners that seek advanced level certifications. She stated that she wants to make a proposal to either allow Specialty Certifications to be portioned out over multiple LDN Cycles to meet the CPE requirement every 2 years or to change the time frame of CPE requirement for LDN to concur with and time frame of every 5 years.

The Board reference Ms. Stabler to the Delaware License Law Section 3808. The Board also replied that Delaware Law states that all LDN's are required to complete 30 CPE's in a 2 year licensure period.

#### **Letter from Allison Murphy, Esq.-discussion of NC Board of Dental Examiners vs. Federal Trade Commission**

Mrs. Singh reviewed and explained to the Board the contents of the letter.

## **PUBLIC COMMENT**

## **NEXT SCHEDULED MEETING**

The next scheduled Board Meeting will be held on Friday, November 13, 2015 at 1:30 p.m.

**ADJOURNMENT**

There being no further business, a motion was made by Ms. Eastep, seconded by Ms. Sherman to adjourn the meeting. The motion carried unanimously. The meeting adjourned at 2:34 p.m.

Respectfully submitted,

A handwritten signature in black ink that reads "Latonya Brown". The signature is written in a cursive, flowing style.

Latonya Brown

BOARD OF DIETETICS/NUTRITION